

Examining Attorney: Matthews Amos Thomas
Serial No.: 78/157,755

TRADEMARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Larica Enterprises, LC

Serial No.: 78/157,755

Filed: August 26, 2002

Mark: HERBASICS

Examining Attorney: Matthews Amos
Thomas

Law Office: 108

Attorney Docket No.: 2330.LWIL.TM

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail (under 37 C.F.R. § 1.8(a)) on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513.

September 18, 2003
Date of Deposit

Julie K. Morriss
Signature of registered practitioner or other person having reasonable basis to expect mailing to occur on date of deposit shown pursuant to 37 C.F.R. § 1.8(a)(1)(ii)

Julie K. Morriss
Typed/printed name of person whose signature is contained above

AMENDMENT UNDER TMEP § 1505.01(a)

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Sir:

The Applicant respectfully requests entry of the following amendment to restrict the identification of services in accordance with TMEP § 1505.01(a):

“Cosmetics, namely cleansers for the face and body, lotion, foot bath crystals and powders for the body.”

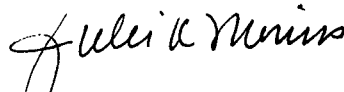
REMARKS

The above-referenced mark has been examined and was published on June 17,

2003. Responsive to publication, a potential opposer, Beiersdorf Aktiengesellschaft, filed for an extension of time to oppose registration of the mark. Following negotiations, the Applicant has agreed to the restrictive amendment now sought for entry in the pending application to distinguish the goods of the Applicant from those of the potential opposer.

Entry of the restricting amendment to the identification of goods is requested, along with advancement of the application to registration of the mark.

Respectfully submitted,



Julie K. Morriss
Attorney for Applicant
MORRISS O'BRYANT COMPAGNI, P.C.
136 South Main Street, Suite 700
Salt Lake City, Utah 84101
Telephone: (801) 478-0071
Facsimile: (801) 478-0076

Date: September 18, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<h2 style="margin: 0;">TRANSMITTAL FORM</h2> <p style="margin: 5px 0 0 0;"><i>(to be used for all correspondence after initial filing)</i></p>		Application Number	78/157,755
		Filing Date	August 26, 2002
		Applicant	Larica Enterprises, LC
		Mark	HERBASICS
		International Class	003
Total Number of Pages in This Submission (including this sheet)	3	Attorney Docket No.	2330.LWIL.TM

ENCLOSURES <i>(check all that apply)</i>		
<input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Amendment to Allege Use <input type="checkbox"/> Affidavit of Use <input type="checkbox"/> § 8 & 15 <input type="checkbox"/> § 8 <input type="checkbox"/> Assignment with Cover Sheet <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Check in the amount of \$____ <input type="checkbox"/> Credit card authorization in the amount of \$____ <input type="checkbox"/> Declaration & Power of Attorney <input type="checkbox"/> Drawing	<input type="checkbox"/> Extension of Time Petition _____ month <input type="checkbox"/> Notification of Change of Attorney Address & Docket Number <input type="checkbox"/> Renewal <input checked="" type="checkbox"/> Return Postcard <input type="checkbox"/> Revocation & Power of Attorney	<input type="checkbox"/> Specimens (____) <input type="checkbox"/> Status Inquiry <input type="checkbox"/> Verified Statement <input type="checkbox"/> Other:
<div style="float: right; transform: rotate(90deg); transform-origin: right top; white-space: nowrap;"> T.M.E.O. 108 LAW OFFICE 108 2003 OCT 15 A 1:56 </div> <div style="clear: both;"></div>		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Attorney for Applicant	Julie K. Morriss, Registration No. 33,263 MORRISS O'BRYANT COMPAGNI, P.C. 136 South Main Street, Suite 700 Salt Lake City, Utah 84101 (801) 478-0071 telephone; (801) 478-0076 facsimile		
Signature		Date	9-18-03

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the date indicated below, in an envelope addressed to Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3514.			
Typed or Printed Name	Julie K. Morriss		
Signature		Date	9-18-03



09-22-2003